

RESOLUTION NO. 2004-57

A RESOLUTION OF THE LODI CITY COUNCIL APPROVING THE  
IMPROVEMENT AGREEMENT FOR THE PUBLIC IMPROVEMENTS OF  
620 SOUTH CHEROKEE LANE (APN 047-450-36) AND FURTHER  
AUTHORIZING THE CITY MANAGER TO EXECUTE THE IMPROVEMENT  
AGREEMENT ON BEHALF OF THE CITY OF LODI, AND FURTHER  
APPROPRIATING FUNDS FOR THE APPLICABLE REIMBURSEMENT

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WHEREAS, the Rancho San Miguel Market is currently under construction at 620 South Cherokee Lane by developer Progenitor Holding Company III, LLC, as shown on Exhibit A attached; and

WHEREAS, as a condition of the building permit for the market, installation of public improvements, including a traffic signal at the Cherokee Lane/Tokay Street intersection and associated improvements along the Cherokee Lane frontage of the site was required; and

WHEREAS, the developer is entitled to reimbursement by the City for fifty percent (50%) of the traffic signal installation costs in conformance with Lodi Municipal Code §16.40, "Reimbursement for Construction," upon completion of the improvements and accepted by the City; and

WHEREAS, staff therefore recommends that the City Council take the following actions with regard to the Rancho San Miguel Market project:

1. Approve the Improvement Agreement for the Public Improvements of 620 South Cherokee Lane (APN 047-450-36) and direct the City Manager and City Clerk to execute the Improvement Agreement on behalf of the City of Lodi; and
2. Appropriate \$85,000 from the IMF - Local Street fund for the required reimbursement to the developer.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lodi hereby finds as follows:

1. Approve the Improvement Agreement for the Public Improvements of 620 South Cherokee Lane (APN 047-450-36) and direct the City Manager and City Clerk to execute the Improvement Agreement on behalf of the City of Lodi; and
2. Appropriate \$85,000 from the IMF - Local Street fund for the required reimbursement to the developer.

Dated: April 7, 2004

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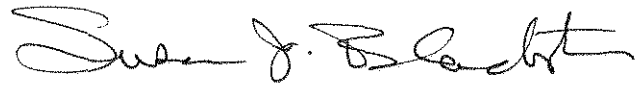
I hereby certify that Resolution No. 2004-57 was passed and adopted by the City Council of the City of Lodi in a regular meeting held April 7, 2004, by the following vote:

AYES: COUNCIL MEMBERS – Beckman, Hitchcock, Howard, Land, and Mayor Hansen

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None

A handwritten signature in black ink, appearing to read "Susan J. Blackston". The signature is fluid and cursive, with the first name "Susan" and last name "Blackston" clearly distinguishable.

SUSAN J. BLACKSTON  
City Clerk



# CITY OF LODI

PUBLIC WORKS DEPARTMENT

## EXHIBIT A

